

FORM PTO-1390

U.S. Department of Commerce Patent and Trademark Office

Attorney's Docket No.

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

2732-156

U.S. Application No. (if known, see 37 CFR 1.5)

10/521,231

**INTERNATIONAL APPLICATION NO.**  
PCT/EP03/07658

**INTERNATIONAL FILING DATE**  
July 15, 2003

**PRIORITY DATE CLAIMED**  
July 18, 2002

**TITLE OF INVENTION**  
**DOCUMENT OF VALUE**

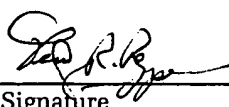
**APPLICANT(S) FOR DO/EO/US**  
Reinhard PLASCHKA, Georg DEPTA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**ITEMS 11. TO 20. below concern other document(s) or information included:**

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment w/Substitute Specification (marked-up and clean versions).
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: **Notice**

|   |              |  |            |  |                     |
|---|--------------|--|------------|--|---------------------|
| U.S. APPLICATION NO. (If known, see 37 CFR 1.50)<br><b>10/521,231</b>   |              | INTERNATIONAL APPLICATION NO.<br><b>PCT/EP03/07658</b> |            | ATTORNEY DOCKET NO.<br><b>2732-156</b>   |                     |
| 21. [ ] The following fees are submitted:<br><br>Basic National Fee ..... \$ 300.00<br>Examination Fee ..... \$ 200.00<br>Search Fee ..... \$ 500.00<br><br>ENTER APPROPRIATE BASIC FEE AMOUNT = \$   |              |  |            | <u>CALCULATIONS</u>  | <u>PTO USE ONLY</u> |
|   |              |  |            |  |                     |
| Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [ X ] 30 months from the earliest claimed priority date (37 CFR 1.492(e)).   |              |  |            | \$130.00   |                     |
| Claims  | Number Filed | Number Extra   | Rate       |  |                     |
| Total Claims  | - 20 =       |  | X \$50.00  | \$   |                     |
| Independent Claims  | - 3 =        |  | X \$200.00 | \$   |                     |
| Multiple dependent claim(s) (if applicable)   |              |  | + \$360.00 | \$   |                     |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |  |            | \$   |                     |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.  |              |  |            | \$   |                     |
| <b>SUBTOTAL =</b>   |              |  |            | \$130.00   |                     |
| Processing fee of \$130.00 for furnishing the English translation later than [ ] 20 [ ] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).  |              |  |            | \$   |                     |
| <b>TOTAL NATIONAL FEE =</b>   |              |  |            | \$   |                     |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +  |              |  |            | \$   |                     |
| <b>TOTAL FEES ENCLOSED =</b>  |              |  |            | \$   |                     |
| 09/15/2005 ATRAM1 00000110 022135 10521231<br>01 FC:16:17 130.00 DA   |              |  |            | Amount to be refunded  | \$                  |
|   |              |  |            | charged  | \$130.00            |
| a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.<br>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 02-2135 in the amount of <b>\$130.00</b> to cover the above fees. A duplicate copy of this sheet is enclosed.<br>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed. |              |  |            |  |                     |
| <b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b>  |              |  |            |  |                     |
| SEND ALL CORRESPONDENCE TO:<br><br><b>Customer No. 6449</b><br><br>Rothwell, Figg, Ernst & Manbeck<br>1425 K St., N.W.<br>Washington, D.C. 20005<br>Phone: 202/783-6040   |              |  |            |  |                     |
|   |              |  |            | <br>_____<br>Signature |                     |
|   |              |  |            | George R. Repper<br>_____<br>Name  |                     |
|   |              |  |            | 31,414<br>_____<br>Registration Number   |                     |

Rec'd PCT/PTO

08 SEP 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/521,231                  | Reinhard Plaschka     | 2732-156         |

INTERNATIONAL APPLICATION NO.

PCT/EP03/07658

I.A. FILING DATE

07/15/2003

PRIORITY DATE

07/18/2002

6449

ROTHWELL, FIGG, ERNST & MANBECK, P.C.  
 1425 K STREET, N.W.  
 SUITE 800  
 WASHINGTON, DC 20005

CONFIRMATION NO. 8668

371 FORMALITIES LETTER



\*OC00000016596160\*

Date Mailed: 07/25/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/14/2005
- English Translation of the IA filed on 01/14/2005
- Copy of the International Search Report filed on 01/14/2005
- Copy of IPE Report filed on 01/14/2005
- Copy of Annexes to the IPE filed on 01/14/2005
- English Translation of Annexes to the IPE filed on 01/14/2005
- Preliminary Amendments filed on 01/14/2005
- Information Disclosure Statements filed on 01/14/2005
- U.S. Basic National Fees filed on 01/14/2005
- Substitute Specification filed on 01/14/2005
- Priority Documents filed on 01/14/2005

RECEIVED/DOCKETING  
 ROTHWELL FIGG ERNST & MANBECK  
 FILE NO. 2732-156  
 DKT PROC. INCL.

JUL 27 2005

DKT ENTRY / 100  
 SEND TO: [Signature] 7-28-05  
 OK TO FILE

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/521,231                  | PCT/EP03/07658                | 2732-156         |